CLCON No. 197 of 2002

Hon'ble Irshad Hussain, J.

None for the petitioner. Sri Sudhir Kumar, learned counsel for the respondent appeared on his behalf.

Averments of the counter affidavit refute the allegation of paragraph 11 of the contempt petition. It has specifically been asserted by the respondent that no construction or any other work has being carried on in the plot in dispute. Attention has been drawn to the Annexure CA-2, the statement of the petitioner dated 27.07.2001 wherein it was admitted that the road had already been constructed by the said date. The order of the court was passed on 19.07.2002 which reveal that question of any construction of the road thereafter did not arise. There being no substance in the contempt petition, the same is dismissed and the notice is discharged.

(Irshad Hussain, J.)

06.06.2003/B